

DOCKET SECTION

PRESIDING OFFICER'S
RULING NO. R97-1/36

UNITED STATES OF AMERICA
POSTAL RATE COMMISSION
WASHINGTON, D.C. 20268

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POSTAL RATE COMMISSION
OFFICE OF THE SECRETARY

Postal Rate and Fee Changes

Docket No. R97-1

PRESIDING OFFICER'S RULING CERTIFYING ISSUE TO THE COMMISSION

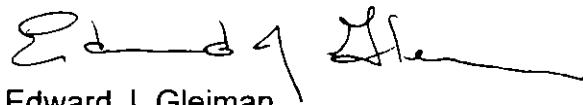
(October 1, 1997)

The Major Mailers Association's Motion to Compel Answers to Certain Interrogatories was filed on September 8, 1997. The interrogatories at issue ask the Postal Service to calculate what the impact of its proposed rate changes would be if measured by established attribution principles. The Postal Service has objected that Rule 54(a) preempts discovery in this area. Objection of the United States Postal Service to Major Mailers Association Interrogatories MMA/USPS-T5-1 and 6(b); MMA/USPS-T25-1(B) and (C); MMA/USPS-T30-3(A) through (D), 4(A) through (D), 6, 7(A)(2), and 8(C)(1) through (3); and MMA/USPS-T32-15(B), filed August 25, 1997; Opposition of United States Postal Service to Major Mailers Association's Motion to Compel Answers to Certain Interrogatories and the Office of the Consumer Advocate Reply in Support Thereof, filed September 15, 1997. On September 19, 1997, Major Mailers Association's Motion Requesting Leave to File a Reply to the Postal Service's Opposition to Motion to Compel was filed. On September 24, 1997, the Opposition of the United States Postal Service to Major Mailers Association Motion Requesting Leave to File a Reply or, in the Alternative, Motion for Leave to Respond to the Reply was filed.

Because this is an important issue of law and policy, I am certifying these motions to the full Commission.

RULING

The Major Mailers Association's Motion to Compel Answers to Certain Interrogatories, filed on September 8, 1997, is certified to the Commission.

A handwritten signature in black ink, appearing to read 'Edward J. Gleiman', with a long horizontal flourish extending to the right.

Edward J. Gleiman
Presiding Officer